

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Samit Mao,

File No. 25-cv-870 (ECT/ECW)

Plaintiff,

v.

**ORDER ACCEPTING REPORT
AND RECOMMENDATION**

Speedway Gas Station, Gaurdem Security
Group, and Devontie Qualls, *Security
Officer*,

Defendants.

Magistrate Judge Elizabeth Cowan Wright issued a Report and Recommendation on April 24, 2026. ECF No. 5. No party has objected to that Report and Recommendation, and it is therefore reviewed for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based on all of the files, records, and proceedings in the above-captioned matter, **IT IS ORDERED THAT:**

1. The Report and Recommendation [ECF No. 5] is **ACCEPTED**; and
2. The action is **DISMISSED WITHOUT PREJUDICE** under Fed. R. Civ. P. 41(b) for failure to prosecute.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: May 23, 2025

s/ Eric C. Tostrud

Eric C. Tostrud

United States District Court